

MINUTES ADOPTED BY CITY COUNCIL

Greenville, NC
May 13, 2004

The Greenville City Council met in a regular meeting on the above date at 7:00 PM in the City Council Chambers, third floor of the Municipal Building, with Mayor Robert D. Parrott presiding. The meeting was called to order, followed by the invocation by Council Member Chip Little and the pledge of allegiance to the flag. The following were present.

Mayor Robert D. Parrott
Mayor Pro-Tem Ric Miller
Council Member Mildred A. Council
Council Member Ray Craft
Council Member Pat Dunn
Council Member Rose H. Glover
Council Member Chip Little
Marvin W. Davis, City Manager
Wanda T. Elks, City Clerk
David A. Holec, City Attorney

APPROVAL OF AGENDA

Deputy City Manager Richardson stated that a resolution supporting improvements to NC 33 needs to be added to the agenda as Item #23B.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Dunn to add to the agenda consideration of the resolution supporting improvements to NC 33. Motion carried unanimously.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Dunn to approve the agenda as revised. Motion carried unanimously.

SPECIAL RECOGNITIONS

Chief of Fire/Rescue Roy Spell was presented with a plaque upon his retirement with four years of service.

Ms. Scotty Gaskins, representing Pitt County Memorial Hospital, presented the City with a congratulatory document for being named Sportstown USA.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Affordable Housing Loan Committee

Motion was made by Council Member Little and seconded by Council Member Dunn to appoint Pam Kesegi as the Alternate member to fill an unexpired term expiring February 2006 replacing Tameka Jones, who resigned and to appoint Charles Vincent as a regular member to fill an unexpired term expiring February 2006 replacing M. Jason Williams, who resigned. Motion carried unanimously.

Environmental Advisory Commission

Motion was made by Council Member Glover and seconded by Mayor Pro-Tem Miller to appoint Lisa Overton to fill the lawyer slot for an unexpired term expiring April 2005 replacing Charlotte Alexander, who resigned. Motion carried unanimously.

Council Member Glover requested to continue the replacement until June for someone to replace Robert Christian as a member from the Greenville community with an active interest in the preservation of significant architectural/historical housing in the City.

Planning and Zoning Commission

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to reappoint Robert Ramey as Alternate #1 and Jerry Taylor to a second term to expire May 2007 and to reappoint Len Tozer to a first full three-year term to expire May 2007. Motion carried unanimously.

ORDINANCE REZONING GREYSTONE MOBILE HOME PARK, LLC [WILLIAM E. DANSEY, JR.]) PROPERTY LOCATED WITHIN GREYSTONE MOBILE HOME PARK, ADJACENT TO EASTERN RIGHT-OF-WAY OF EAST SHELBROOK DRIVE, SOUTH OF FIRE TOWER CROSSING SHOPPING CENTER, AND WEST OF EVANS MOBILE HOME PARK, FROM R6MH TO CG - ADOPTED

Deputy City Manager Bill Richardson reported that the City Council held the public hearing on this request on April 8, at which time there was a 3:2 vote. Because their vote was not sufficient to adopt the ordinance, the ordinance has to be reconsidered. The request is by Greystone Mobile Home Park, LLC [William E. Dansey, Jr.] to rezone a 1.377 acre lot, located within Greystone Mobile Home Park, adjacent to the eastern right-of-way of East Shelbrook Drive, south of Fire Tower Crossing Shopping Center, and west of Evans Mobile Home Park, from R6MH to CG. At its July 15, 2003 meeting, the Planning and Zoning Commission voted to recommend denial of the request. City Council held a public hearing on April 8, 2004. The vote was 3 to 2 to approve the ordinance. However, this vote was not sufficient to adopt the ordinance. Further consideration by Council is necessary.

Mr. Harry Hamilton, Chief Planner, delineated the property on a map and stated that the property is located within Greystone Mobile Home Park adjacent to the eastern right-of-way of East Shelbrook Drive, south of Fire Tower Crossing Shopping Center and west of Evans Mobile

Home Park. The property was zoned R6MH in conjunction with an extraterritorial jurisdiction extension in 1988. The property adjacent to the north was rezoned from R6MH to CG in 1994 and in 2001. A special use permit for Fire Tower Crossing Shopping Center Mini Storage, located immediately north on land previously part of the mobile home park, was approved by the Board of Adjustment on September 27, 2001 following rezoning from R6MH to CG in September 2001. At that time, the request for 1.94 acres of additional commercial zoning directly adjacent to the existing Fire Tower Crossing Shopping Center property was not considered a substantial change in the neighborhood commercial focus area. In combination with the previous 1.94 acres of CG, the proposed addition of 1.37 acres of CG is considered a significant deviation for a focus area recommended for 1.5 acres maximum of retail development. If rezoned as proposed, the commercially zoned acreage of the focus area will be 7.27 acres. Fire Tower Road, between the Evans Street and Arlington Boulevard commercial focus areas, is recognized as a residential corridor. The property is located in a corridor transition area with residential development preferred. The existing adjacent 5.9 acres of commercial zoning to the north will serve as a neighborhood focus. The neighborhood focus area should be restricted to this central location and further linear expansion along Fire Tower Road would be discouraged. The Land Use Plan Map otherwise recommends high density residential to the south of Fire Tower Road, medium density residential to the south of Fire Tower Road and medium density residential to the north of Fire Tower Road. Further commercial component expansion of the existing neighborhood focus areas should be restricted, especially along the frontage of Fire Tower Road. The existing neighborhood focus area location is in general compliance with the Comprehensive Plan guidelines; however, the commercial component in combination with the existing zoning is in excess of the Plan's recommended acreage. Staff also discourages commercial expansion into the residential area and the location of commercial development on private substandard residential streets is not recommended. The request is not in compliance with the Comprehensive Plan.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance rezoning a 1.377-acre lot, located within Greystone Mobile Home Park, adjacent to the eastern right-of-way of East Shelbrook Drive, south of Fire Tower Crossing Shopping Center, and west of Evans Mobile Home Park, from R6MH to CG. Motion carried with a vote of 5:1. Mayor Pro-Tem Miller and Council Members Glover, Little, Craft and Council voted in favor of the motion. Council Member Dunn voted in opposition. (Ordinance No. 04-37)

ORDINANCE REZONING GOLDLEAF, LLC PROPERTY LOCATED ALONG EASTERN RIGHT-OF-WAY OF CHARLES BOULEVARD, NORTH OF NORFOLK & SOUTHERN RAILROAD AND SOUTH OF INTERSECTION OF FOURTEENTH STREET AND CHARLES BOULEVARD, FROM CN TO CG - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and May 10, 2004 setting this time, date and place for a public hearing to consider a request by Goldleaf, LLC to rezone a 0.92 acre tract located along the eastern right-of-way of Charles Boulevard, north of the Norfolk & Southern railroad and 320± feet south of the intersection of Fourteenth Street and Charles Boulevard, from CN to CG. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton delineated the property on a map and stated that the property was originally zoned in 1969 to its current zoning. The Land Use Plan recommends commercial along the frontage of Charles Boulevard from the corner of Fourteenth Street to Green Mill Run. The intersection of Charles Boulevard and Fourteenth Street is designated as an intermediate focus area. Charles Boulevard is designated as a connector corridor from Reade Circle to Fire Tower Road, and Fourteenth Street is designated as a connector corridor from Martin Luther King, Jr. Boulevard to Charles Boulevard. It is a residential corridor from Charles Boulevard to Portertown Road. Connector corridors should contain higher intensity activities and uses rather than residential corridors. Any office, service or retail activity should be specifically restricted to the associated focus area and prohibit any linear expansion of the focus area node. This request from Neighborhood Commercial to General Commercial does not expand the existing neighborhood focus area. Green Mill Run impacts the subject property. There are water quality buffers and a dedicated City greenway easement. Residential and nonresidential development is discouraged within the 100-year floodplain and in the floodway water quality buffers and greenway by regulation. Any structure within the 100-year floodplain is required to be elevated at Base Flood Elevation plus one foot. The request is in compliance with the Comprehensive Plan.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Tom Harwell spoke on behalf of the applicant. He stated that the applicant, Alfred Garris, passed away. Mr. Garris' partner, Elmer Ray Dixon, has signed the appropriate documents to proceed with the request.

Mr. Zack Robinson expressed concern about the continued construction in the floodplain and urged the City Council to bear in mind the geographic location of this property.

There being no further comments, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance rezoning a 0.92-acre tract located along the eastern right-of-way of Charles Boulevard, north of the Norfolk & Southern railroad and 320+ feet south of the intersection of Fourteenth Street and Charles Boulevard, from CN to CG. Motion carried unanimously. (Ordinance No. 04-38)

ORDINANCE REZONING AMOS J. EVANS PROPERTY LOCATED AT NORTHWEST CORNER OF INTERSECTION OF ARLINGTON BOULEVARD AND DICKINSON AVENUE FROM RA20 TO O - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and May 10, 2004 setting this time, date and place for a public hearing to consider a request by Amos J. Evans to rezone a 2.758 acre tract located at the northwest corner of the intersection of Arlington Boulevard and Dickinson Avenue from RA20 to O. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton delineated the property on a map and stated that there is a neighborhood focus area located at Dickinson Avenue and Spring Forest Road. This is a neighborhood focus area.

Arlington Boulevard is designated as a connector corridor and Dickinson Avenue is designated as a connector corridor from Reade Circle to Arlington Boulevard and then as a residential corridor west of Arlington Boulevard to Allen Road. Connector corridors should contain higher intensity activities and uses as opposed to residential corridors. Any office, service or retail activity should be restricted to the associated focus area. The focus area at Dickinson Avenue and Spring Forest Road is part of an existing commercial zoned site and any neighborhood convenience, retail or service business should be restricted to that node. The property to the east of Westwood Subdivision is zoned Office and there is Office zoning on the west. The Comprehensive Plan recommends office/institutional/multi-family along the frontage of Arlington Boulevard then transitioning into commercial down to the intersection of Arlington Boulevard and Memorial Drive. In 1993 a Corridor Study was done for the intersection of Arlington Boulevard and Dickinson Avenue that recommended that the subject parcel be designed Office. These recommendation were incorporated into the Horizon's Plan. The current ADT on Arlington Boulevard is 22,000 trips per day and the design capacity is 33,500. Staff estimates that the proposed rezoning will result in an additional 450 trips per day. W. H. Smith Boulevard is on the Thoroughfare Plan and is to connect to a cul-de-sac off Arlington Boulevard. The request is in compliance with the Comprehensive Plan.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Carl Darden, representing the petitioner, stated that the request is in compliance with the Comprehensive Plan.

There being no further comments, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Little to adopt the ordinance rezoning a 2.758 acre tract located at the northwest corner of the intersection of Arlington Boulevard and Dickinson Avenue from RA20 to O. Motion carried unanimously. (Ordinance No. 04-39)

ORDINANCE REZONING ALMA LEE PARAMORE HEIRS PROPERTY LOCATED ALONG NORTHERN RIGHT-OF-WAY OF FIRE TOWER ROAD, WEST OF SHEFFIELD SUBDIVISION, AND 2,200+ FEET EAST OF INTERSECTION OF FIRE TOWER ROAD AND EVANS STREET, FROM RA20 TO R6A - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and May 10, 2004 setting this time, date and place for a public hearing to consider a request by Alma Lee Paramore Heirs to rezone. The request is to rezone 15.2671 acres located east of the northeast corner of Evans Street Extension/Old Tar Road and Fire Tower Road from RA20 to R6A. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton delineated the property on a map and stated that this is part of an amended request. This was part of a rezoning request from last month. Tract 1 was rezoned and Tracts 2 and 3 were continued. There is a Tract 4, which consists of what used to be Tracts 2 and 3. To the east of the subject tract is Bedford Subdivision and Sheffield Subdivision. To the south is Treetops, Treetops Villas and Dudley's Grant, which is proposed for 182 multi-family units. At the current

zoning, staff would anticipate 15 single-family lots and with the proposed zoning, at the anticipated density, staff would anticipate 122 multi-family units, which would be 8 units per gross acre. At maximum density, it could yield 137 multi-family units with one, two and three bedrooms. The subject tract is impacted by Fork Swamp Canal and in an environmentally sensitive area. The tract contains floodway and 100 floodplain areas. The tract also contains federal wetlands, as well as, Neuse River Water Quality Buffers and a future city greenway easement. Residential and nonresidential development is discouraged within the 100-year flood plain and prohibited in wetland, the previously mentioned buffer and the greenway area by regulation. The Land Use Plan recommends conservation open space for that area of Tract 4 and with the use of conservation overlay zoning in conjunction with the underlining zoning it can be used for density calculations and transfer to higher ground. This prohibits any type of construction within the overlay and the density remains the same and guarantees the preservation of the environmentally sensitive areas. Staff encourages the use of the conservation overlay zoning in the floodway and floodplain. Evans Street and Fire Tower Road are major thoroughfares with commuter congestion common at peak periods. The current ADT on Fire Tower Road is 25,000 and the design ADT is 35,000 when the road is improved. Staff estimates the proposed rezoning would generate an additional 650 trips per day. Due to the unknown nature and the extent of future zoning of the remainder corner and the interior portions of the parent parcel and the lack of a conservation area overlay in the Fork Swamp corridor, staff would recommend comprehensive consideration of the entire parent parcel.

Mr. Hamilton further stated that the owners had intended to deed all or a part of this to the City. It would be contiguous to and would fit into the greenway system of the City. There are some environmentally sensitive areas around the Fork Swamp area. Staff recommends that the area in question be reserved for conservation as much as possible. Staff has three concerns regarding this development:

- 1) It is piecemeal development
- 2) There is a lack of conservation area
- 3) There is a potential for multi-family development adjacent to a single-family neighborhood.

Mr. Hamilton concluded by stating that staff discourages piece-meal zoning; however, the request is in general compliance with the Horizons Plan.

Upon being asked how much land remains to be developed, Mr. Hamilton replied that if this 15 acres is rezoned, it will leave approximately 40 acres.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Phil Dixon stated that the Paramore Heirs would like to give a gift deed in June. This rezoning had a 6:2 vote at the Planning and Zoning Commission level. The concerns expressed by the planning staff to have it all as one plan. Bill Clark only has the option on this lot. The gift will be approximately 15 acres, large enough for a baseball field. The property has been divided in such a way that they can follow the plan. The rezoning request meets the criteria for rezoning.

City Attorney Holec reminded the Council that it has to consider all the allowable uses for the proposed zoning when it makes a decision.

Mr. Zack Robinson stated that this rezoning would critically increase the density of the property that abuts the floodplain. Parking lots can cause flash flooding.

An unidentified resident from Sheffield Subdivision stated that the property will flood if developed as proposed. The Council should not approve the request just to give a tax break to someone.

Mr. Earl Wilson, President of Sheffield Homeowners Association expressed concern about the runoff in the swamp. He asked the Council to consider that the wildlife and cutting down of trees. The Council should also consider the increase in traffic. It is almost impossible to get out of Sheffield now. Where will the animals in the wooded area go? This property should be rezoned to R6S if it is rezoned.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Little and seconded by Council Member Craft to adopt the ordinance rezoning a 15.2671-acre tract located along the northern right-of-way of Fire Tower Road, west of Sheffield Subdivision, and 2,200+ feet east of the intersection of Fire Tower Road and Evans Street, from RA20 to R6A. Motion carried with a 4:2 vote. Mayor Pro-Tem Miller and Council Members Glover, Little and Craft voted in favor of the motion. Council Members Council and Dunn voted in opposition. (Ordinance No. 04-40)

ORDINANCE REZONING STEPHEN WOOTEN CUSTODIAN PROPERTY LOCATED AT NORTHWEST CORNER OF INTERSECTION OF OLD FIRE TOWER ROAD AND COUNTY HOME ROAD FROM RA20 TO CG - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and May 10, 2004 setting this time, date and place for a public hearing to consider a request by Stephen Wooten, Custodian to rezone a 2.3119 acre tract located at the northwest corner of the intersection of Old Fire Tower Road and County Home Road, from RA20 to CG. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton stated that the Covengton Downes property is a major focus area for the City. Some of the areas to the south are zoned OR and others remaining RA20. The Land Use Plan recommends office, institutional, multi-family for this area. There are existing institutional and industrial uses that are not in compliance with the Land Use Plan in the area. The current ADT on County Home Road is 13,000 and the design ADT is 12,000. The current ADT on Old Fire Tower Road is 500 and the design ADT is 12,000. Staff anticipates the proposed rezoning would result in an additional 425 trips per day. The subject tract is contiguous to the focus area. It would not be a substantial expansion of the planned commercial area. The request is in general compliance with the Horizon's intent. The proposed rezoning doesn't contribute to the linear expansion of the commercial developments on the major thoroughfare in the area.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Ken Malpass stated that the request is in compliance with the Comprehensive Plan. The plan is to combine it with the Jackson property that was just rezoned.

There being no further comments, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Council to adopt the ordinance rezoning a 2.3119 acre tract located at the northwest corner of the intersection of Old Fire Tower Road and County Home Road, from RA20 to CG. Motion carried unanimously. (Ordinance No. 04-41)

ORDINANCE ANNEXING COBBLESTONE OF GREENVILLE, LLC PROPERTY LOCATED EAST SIDE OF NCSR 1203 (ALLEN ROAD), ON SOUTH SIDE OF HARDEE RUN (GREEN MILL RUN), AND ABOUT 425 FEET NORTH OF TEAKWOOD DRIVE - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3, 2004 setting this time, date and place for a public hearing to consider a request by Cobblestone of Greenville, LLC to annex Cobblestone, Phase I, containing 35.0316 acres located on the east side of NCSR 1203 (Allen Road), on the south side of Hardee Run (Green Mill Run), and about 425 feet north of Teakwood Drive. This is a noncontiguous annexation.

Mr. Merrill Flood, Interim Director of Planning and Community Development, delineated the property on a map and stated that the property is located in Voting District 1. The property is currently vacant and the proposed use is residential. The current population is 0 and the anticipated population at full development is 424, with 50 being minority.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Craft to adopt the ordinance annexing Cobblestone, Phase I, containing 35.0316 acres located on the east side of NCSR 1203 (Allen Road), on the south side of Hardee Run (Green Mill Run), and about 425 feet north of Teakwood Drive. Motion carried unanimously. (Ordinance No. 04-42)

ORDINANCE REQUESTED BY WITN - MICHAEL D. WEEKS, GENERAL MANAGER AMENDING CG DISTRICT TABLE OF USES TO INCLUDE NEW USE ENTITLED "TELEVISION BROADCAST FACILITY INCLUDING TRANSMISSION EQUIPMENT AND ON-SITE TOWERS NOT EXCEEDING 200 FEET IN HEIGHT (SEE ALSO SECTION 9-4-103)" AS A PERMITTED USE - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and May 10, 2004 setting this time, date and place for a public hearing to consider a request by WITN - Michael D. Weeks, General Manager to amend the CG district table of uses to include a new use entitled "Television broadcast facility including

transmission equipment and on-site towers not exceeding 200 feet in height (See also Section 9-4-103)” as a permitted use. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton stated that currently an absent transmission tower is a permitted use within the CG district. Transmission towers, other than minor incidental aerials (including television, radio and cellular) are restricted to the CH, IU, I, and MRS districts. Within those districts, towers are only limited in height by virtue of a minimum setback formula, escalating setbacks for tower structures in excess of district maximums (in the MRS district only) and the airport height overlay requirements were applicable. The proposed ordinance will allow on-site television broadcast facility transmission towers of 200 feet or less in height within the CG district. In addition, the subject towers shall be limited to monopole or other self-supporting structures that do not utilize or require guywire or other similar support. Co-location of radio, cellular, telephone or other communication equipment shall also be permitted on television broadcast towers provided they are in compliance with all requirements.

Upon being asked if this ordinance will prevent other stations from coming in, City Attorney Holec responded that this ordinance allows the towers in more locations, which will make it more likely for other people to come in. It is not more restrictive.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Mr. Mike Weeks, representing WITN TV, stated that they need the ability to establish a studio transmitter link, which will allow them to broadcast from the facility.

There being no further comments, the public hearing was closed.

Motion was made by Council Member Council and seconded by Council Member Dunn to adopt the ordinance amending the CG district table of uses to include a new use entitled “Television broadcast facility including transmission equipment and on-site towers not exceeding 200 feet in height as a permitted use. Motion carried unanimously. (Ordinance No. 04-43)

ORDINANCE REQUESTED BY MICHAEL W. BALDWIN AMENDING RA20 DISTRICT PRINCIPAL BUILDING LOCATION STANDARDS BY REDUCING SINGLE-FAMILY DWELLING SIDE SETBACK REQUIREMENT FROM 12 FEET TO 10 FEET - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and May 10, 2004 setting this time, date and place for a public hearing to consider a request by Michael W. Baldwin to amend the RA20 district principal building location standards by reducing the single-family dwelling side setback requirement from 12 feet to 10 feet. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton stated that this request is to amend the RA20 district dimensional standards to reduce the minimum side setback from 12 feet to 10 feet. The RA20 district requires a minimum of 20,000 square foot per lot unless public utilities are available then the lot size can be reduced to 10,000 square feet. The proposed setback will coincide with the R9S district standards. The

R9S zoning district requires a 9,000 square foot, RA20 zone 10,000 square foot with a 70-foot lot width required in both districts. A 30-foot setback is required in RA20 and 25 foot in R9S. Side setbacks are currently 12 feet in RA20 and 10 feet in R9S. There is a 20-foot rear setback in the RA20 district and 15 feet in the R9S district. The closest two houses could be would be 20 feet apart as opposed to 24 feet. When locating larger homes on smaller lots it is very significant, that extra four feet can make a difference especially when there is a side-loaded garage. Mr. Hamilton concluded by stating that staff has no objection to the request

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Miller to adopt the ordinance amending the RA20 district principal building location standards by reducing the single-family dwelling side setback requirement from 12 feet to 10 feet. Motion carried unanimously. (Ordinance No. 04-44)

ORDINANCE REQUESTED BY PITT-GREENVILLE AIRPORT AUTHORITY AMENDING AIRPORT [HEIGHT] ZONING ORDINANCE TO REFLECT EXISTING INFRASTRUCTURE AND OPERATIONAL CHANGES AS REQUIRED BY FEDERAL AVIATION ADMINISTRATION REGULATIONS AND NORTH CAROLINA DEPARTMENT OF TRANSPORTATION – DIVISION OF AVIATION RULES - ADOPTED

Deputy City Manager Bill Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and 10, 2004 setting this time, date and place for a public hearing to consider a request by Pitt-Greenville Airport Authority amending the Airport [Height] Zoning Ordinance to reflect existing infrastructure and operational changes as required by the Federal Aviation Administration Regulations and the North Carolina Department of Transportation – Division of Aviation Rules. At its April 20, 2004 meeting, the Planning and Zoning Commission voted to recommend approval of the request.

Mr. Hamilton stated that this is an amendment requested by the Airport Authority to rewrite the airport height zoning regulations in accordance with current FAA Regulations and NCDOT Aviation Rules. These are mandated changes to amend the City Code to take into account some infrastructural changes and improvements at the airport. There are extensive changes proposed with respect to the height standards, enforcement provisions and penalties for violation. The Building Inspector will no longer be responsible for enforcement of the airport height zone standards; it would be the zoning enforcement officer because this is an overlay zone. Mr. Hamilton presented the new overlay zone map indicating that it affects the northern part of the city's jurisdiction. Within these zones the height of structures are restricted for safety reasons. The interior area around the airport is restricted to a low height and there is a graduated increase in height further from the airport.

Upon being asked how many structures would become nonconforming, Mr. Hamilton responded that he did not know. Most would not be impacted unless they were the tall structures like grain elevators. Any tall buildings could potentially be a conflict.

Council Member Council expressed that she doesn't think the airport has served up to its potential. She doesn't understand why the airport has not been a good neighbor.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Little and seconded by Mayor Pro-Tem Miller to adopt the ordinance amending the Airport [Height] Zoning Ordinance to reflect existing infrastructure and operational changes as required by the Federal Aviation Administration Regulations and the North Carolina Department of Transportation – Division of Aviation Rules. Motion carried with a vote of 5:1. Mayor Pro-Tem Miller and Council Members Little, Glover, Craft and Dunn voted in favor of the motion. Council Member Council voted in opposition. (Ordinance No. 04-45)

ORDINANCE GRANTING TAXICAB FRANCHISE TO CALVIN SAMPSON D/B/A COMFORT CAB SERVICE - ADOPTED ON SECOND READING

City Attorney Holec stated that notice of public hearing was advertised in The Daily Reflector on May 3 and 10, 2004 setting this time, date and place for a public hearing and second reading of an ordinance establishing a taxicab franchise for Frank Peterson DBA Eagle Cab and Eagle Transportation. The first reading of the ordinance was on May 10, 2004. Notices were mailed to all taxicab and limousine franchisees on April 30, 2004. Staff recommends approval of the request.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Glover and seconded by Council Member Council to approve on second reading the ordinance granting a taxi franchise to Calvin Sampson d/b/a Comfort Cab Service. Motion carried unanimously. (Ordinance No. 04-46)

ORDINANCES RELATING TO STRUCTURES THAT HAVE BEEN BOARDED UP BY ORDER OF CITY FOR MORE THAN 12-MONTH PERIOD - ADOPTED

Deputy City Manager Richardson reported that a notice of public hearing was published in The Daily Reflector on May 3 and 10, 2004 setting this time, date and place for a public hearing to consider the ordinance to demolish structures at 1213 Chestnut Street, 519 Ford Street, 109 Paris Avenue, 201 Paris Avenue, and 520 Sheppard Street.

1213 Chestnut Street (Property of Debra Ann Braswell)

Mr. Carl Rees, Neighborhood Services Coordinator, stated that this structure has been in chronic violation of the Minimum Housing Code for more than three years. The structure was damaged by fire in the fall of 2002 and has been boarded up since that time. Greenville Utilities last served the structure in October of 1998 and taxes on the property are in arrears. The structure has been vacant with no efforts made toward repair for a period of more than one year. The Greenville Fire Department has declared the structure to be a fire hazard and all required

notifications have been made to the property owners. This property is within the proposed 45-block revitalization area.

Upon being asked about demolition of the structures, Mr. Rees stated that there are two standards—structures damaged beyond 50% of their value and those that are damaged less. Where they are damaged less than 50% of their value and they are abandoned for 12 months, there will be a 90-day waiting period. This particular structure is dilapidated. On this particular property, the house will be demolished immediately.

Council Member Little expressed that the City should move expeditiously to get ownership of the lot on such properties.

Council Member Council stated that before the structure is torn down, the City should see who the owner is and if they can pay to have it fixed. Many times there are reasons that the houses have not been repaired. This is particularly true in instances where there is an estate. The City should do all it can to ensure that every opportunity is given to have the house repaired prior to demolition.

Council Member Little stated that there are notices given and opportunities given to property owners. There is a process that they could pay the taxes, liens, etc.

Mr. Rees stated that this particular house has had more than a three-year history. The City receives a complaint, and contacts the owner to ask that it be boarded up. Most of the time, the property owners do take steps. At some point after the initial contact on this house, it was burned extensively. Extra notifications took place. The City had to board up the property. It has had no utilities since 1998. Staff sees that as being a safety hazard.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Glover and seconded by Mayor Pro-Tem Miller to adopt the ordinance directing the Neighborhood Services Coordinator to remove or demolish the dwelling located at 1213 Chestnut Street as unfit for human habitation and directing that a notice be placed thereon that the dwelling owned by Debra Ann Braswell may not be occupied. Motion carried unanimously. (Ordinance No. 04-47)

519 Ford Street (Property of Roy Plummer Payton Heirs)

Mr. Rees stated that this structure has been in violation of the Minimum Housing Code for a period of more than four years during which time the property has also been in chronic violation of the City's public nuisance codes. Greenville Utilities last served the structure in November 1996, and taxes on the property are in arrears. The structure has been vacant with no efforts made toward repair for a period of more than one year. The Greenville Fire Department has declared the structure to be a fire hazard and all required notifications have been made to the property owners. This property is adjacent to the Community Development Block Grant area where staff is actively working with the project. Notices have been served. According to State

Statutes, the staff uses tax records for notification. They go steps beyond that by advertising in the newspaper.

Council Member Glover stated that she has a problem with the grass not being cut at these properties. It is up to the City to enforce that, and there are places in the City where the grass is terribly high.

Mayor Pro-Tem Miller stated that they need to be sensitive to the owners of that property. The City does need to move more rapidly to take care of the demolitions of these properties.

Council Member Council stated that, particularly with heir property, the City needs to educate the owners. The heirs need to try to keep the property in the family.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to adopt the ordinance directing the Neighborhood Services Coordinator to remove or demolish the dwelling located at 519 Ford Street and owned by Roy Plummer Payton Heirs. Motion carried unanimously. (Ordinance No. 04-48)

109 Paris Avenue (Property of Gyrafalcon Properties, Inc.)

Mr. Rees stated that this structure has been in violation of the Minimum Housing Code for a period of more than four years, during which time the property has also been in chronic violation of the City's public nuisance codes. Greenville Utilities last served the structure in February 2002, and taxes on the property are in arrears. The structure has been vacant with no efforts made toward repair for a period of more than one year. The Greenville Fire Department has declared the structure to be a fire hazard and all required notifications have been made to the property owners. Within the last 72 hours, he has received word from the local real estate firm and they are listing it for sale. The property owner is deployed overseas. In light of this, Mr. Rees requested a stay of 90 days of demolition action so the realtor can continue listing the property and try to sell it. This is not a property where the 90 days automatically comes into play. Taxes are two years in arrears. He recommended that the Council adopt the ordinance with an effective date 90 days later.

Mayor Parrott declared the public hearing open and solicited comments from the audience.

Ms. Regina Wallace informed the Council that the rehabbed house beside of this property is hers. Nobody has lived in the house beside of her for four years. It needs to be torn down. The drug people sit on the porch of this property late at night and in the afternoon.

There being no further comments, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance with no delayed effective date and for staff to talk to the realtor to see if he wants to do it. If he does, go with what the realtor says; if not, move on. The ordinance directs the

Neighborhood Services Coordinator to remove or demolish the dwelling located at 109 Paris Avenue as unfit for human habitation and directing that a notice be placed thereon that the dwelling owned by Gyrafalcon Properties, Inc may not be occupied. Motion carried unanimously. (Ordinance No. 04-49)

201 Paris Avenue (Property of Clayton Jordan Life Estate)

Mr. Rees stated that this structure has been in violation of the Minimum Housing code for a period of more than five years during which time the property has also been in chronic violation of the City's public nuisance codes. Greenville Utilities last served the structure in April 2003, and taxes on the property are in arrears. The structure has been vacant with no efforts made toward repair for a period of more than one year. The Greenville Fire Department has declared the structure to be a fire hazard and all required notifications have been made to the property owners.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Glover to adopt the ordinance directing the Neighborhood Services Coordinator to remove or demolish the dwelling located at 201 Paris Avenue as unfit for human habitation and directing that a notice be placed thereon that the dwelling owned by Clayton Jordan Life Estate may not be occupied. Motion carried unanimously. (Ordinance No. 04-50)

520 Sheppard Street (Property of Alice Hemby Chapple Heirs)

Mr. Rees stated that this structure has been in violation of the Minimum Housing Code for a period of more than three years during which time the property has also been in chronic violation of the City's public nuisance codes. Greenville Utilities last served the structure in July 2001, and taxes on the property are in arrears. The structure has been vacant with no efforts made toward repair for a period of more than one year. The Greenville Fire Department has declared the structure to be a fire hazard and all required notifications have been made to the property owners.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the ordinance requiring the owner of a dwelling vacated and closed for a period of at least one year pursuant to the enforcement of the Minimum Housing Code to repair or demolish and remove the dwelling located at 520 Sheppard Street and owned by Alice Hemby Chapple Heirs. Motion carried unanimously. (Ordinance No. 04-51)

RESOLUTION APPROVING SUBMITTAL OF OPERATING AND CAPITAL GRANT APPLICATION FOR GREENVILLE AREA TRANSIT (GREAT) SYSTEM FOR FY 2004-05 – ADOPTED

Ms. Nancy Harrington, Transit Manager, informed the Council that Section 5307 Mass Transit funds are available to urban areas with populations between 50,000 and 200,000. These funds are used to reimburse the City for one-half of the transit operating deficit and eighty percent of capital and planning expenditures. Staff is proposing the total amount allocated to the City of Greenville be set aside to ensure expenses associated with GREAT are reimbursed to the City to the maximum extent possible. Matching funds of \$30,200 will be requested from the North Carolina Department of Transportation. Total federal grant funds available for Greenville are \$865,825 to cover operating, capital and planning reimbursements. Based on the proposed Transit Division budget, a maximum of \$209,616 in General Fund dollars are needed to support the local matching fund requirement.

Mayor Parrott declared the public hearing open and solicited comments from the audience. There being none, the public hearing was closed.

Motion was made by Council Member Dunn and seconded by Council Member Glover to adopt the resolution authorizing the submittal of an operating and capital grant application for the Greenville Area Transit (GREAT) System for FY 2004-05. Motion carried unanimously. (Resolution No. 04-15)

AUTHORIZATION OF NOVEMBER 2004 BOND REFERENDUM AND CREATION OF BOND ADVOCACY COMMITTEE - APPROVED

Mayor Parrott stated that the Council has spent a lot of time on the capital needs of the City. As the City continues to grow, the City must build capital facilities for a growing city. Some of the capital improvements that are needed can only be done with a General Obligation bond, which the citizens vote on. Dr. Wilson surveyed the citizens and said that there is much support at this time for the projects. The City needs to continue to provide information about the needs of the City for a bond referendum. The best way to do that is through a Bond Advocacy Committee. Many people have said that they will serve on the committee. The City is now at a point that if it wants to call for a bond referendum in November, some things need to be set in motion now. Mayor Parrott asked for the Council's thoughts.

Council Member Dunn stated that it gives the citizens an opportunity to say what they want for the City.

Council Member Little stated that whatever bonds are approved, the City has up to eight years to initiate the funding of those. He asked why the storm drainage could not come from a revenue bond.

Deputy City Manager Richardson stated that the stormwater utility was just created, so it has no track record. A track record is required for a revenue bond.

Council Member Little asked at what point the City could develop a track record.

Deputy City Manager Richardson responded five years.

Mayor Parrott stated that this would give the City the money to go ahead and address some of the needs of the City.

Council Member Council thanked the individuals she recommended to serve for agreeing to serve on the committee.

Mayor Parrott stated that 50 to 60 people are needed to serve on the Bond Advocacy Committee.

Council Member Dunn stated that if the City does a bond referendum, it will need a Chair and Co-Chair for the Bond Advocacy Committee.

Mayor Parrott stated that they are not ready for that yet.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to authorize staff to proceed with the process to hold a bond referendum in November 2004 and to concur with the establishment of a citizen Bond Advocacy Committee to advocate passage of the bonds. Motion carried unanimously.

CONSIDERATION OF GRANT APPLICATION THROUGH NORTH CAROLINA DEPARTMENT OF TRANSPORTATION ENHANCEMENT PROGRAM FOR CHARLES BOULEVARD STREETScape/PEDESTRIAN ENHANCEMENT PROJECT BETWEEN GREENVILLE BOULEVARD AND 14TH STREET - APPROVED

Motion was made by Council Member Craft and seconded by Council Member Little to adopt the resolution endorsing the project and authorizing submission of a NCDOT Transportation Enhancement grant with the condition that funding for the local match be provided by entities other than the City. Should the City be unable to secure the commitments to the local match from entities other than the City, the City will not pursue the grant, unless otherwise directed by the City Council. Motion carried unanimously. (Resolution No. 04-16)

ORDINANCE AMENDING ARTICLE 6, CHAPTER 4 OF THE CITY CODE, ENTITLED "CEMETERIES" - ADOPTED

Motion was made by Council Member Little and seconded by Council Member Craft to adopt the ordinance amending Article 6, Chapter 4 of the City Code, entitled "Cemeteries". Motion carried unanimously. (Ordinance No. 04-52)

CONSIDERATION OF GREENVILLE UTILITIES COMMISSION SEWER CAPITAL PROJECTS BUDGET ORDINANCE FOR RETROFIT OF WASTEWATER TREATMENT PLANT AERATION BASINS AND HEADWORKS FACILITY - ADOPTED

Motion was made by Council Member Glover and seconded by Council Member Craft to adopt the Greenville Utilities Commission Sewer Capital Projects Budget ordinance for the retrofit of

the Wastewater Treatment Plant aeration basins and headworks facility. Motion carried unanimously. (Ordinance No. 04-53)

ORDINANCE AUTHORIZING TRANSFER FROM GREENVILLE UTILITIES COMMISSION SEWER CAPITAL RESERVE FUND TO SEWER CAPITAL PROJECTS BUDGET FOR RETROFIT OF WASTEWATER TREATMENT PLANT AERATION BASINS AND HEADWORKS FACILITY - ADOPTED

Motion was made by Council Member Glover and seconded by Council Member Council to adopt the ordinance authorizing a transfer from the Greenville Utilities Commission Sewer Capital Reserve Fund to the sewer capital projects budget for retrofit of the Wastewater Treatment Plant aeration basins and headworks facility. Motion carried unanimously. (Ordinance No. 04-54)

ADMENDMENT OF PROFESSIONAL SERVICES CONTRACT WITH EAST GROUP FOR ARCHITECTURAL/ENGINEERING SERVICES RELATING TO EXPANSION/RENOVATION OF ADMINISTRATIVE FACILITIES - APPROVED

Mr. Thomas Tysinger, Director of Public Works, stated that in June 2003, the City entered into a professional services contract with The East Group for the planning, design, and construction administration for the expansion and renovation of the current Greenville Utilities Commission building and the existing City Hall. The contract included \$20,065 for space needs analysis and master planning and \$350,000 for actual design and construction administration for a total contract of \$370,065. The contract amount was based on seven percent of construction costs, which at the time of contract award was estimated to be \$5 million. Over the last eight months, The East Group has worked on the building program and development of construction documents. Based on the space needs analysis completed earlier this year, it was determined that additional new space is needed to meet our immediate and future space needs. This additional space has resulted in an increased estimated construction cost of \$8 million. As a result of this change in scope, The East Group has requested an amendment to its original contract. It is recommended that The East Group contract be amended to reflect an increase only in the design aspects of its current contract. Based on the increased construction cost and 75 percent of the contract being devoted to design work with an overall seven percent design fee, the recommended increase is \$157,500. This would bring The East Group's total fee to \$527,565. Any increase in the construction administration portion of its contract will be considered once the actual value of construction is determined. As approved by City Council during discussions on the upcoming Certificates of Participation package, \$9.5 million has been included for this project.

Council Member Council expressed concern with the increase.

Mr. Tysinger stated that the building size is larger. The original space needs study was done 14 years ago, and there has been a significant change in the scope of work.

Mayor Pro-Tem Miller commented that this increase is justified and The East Group is entitled to the additional amount.

Motion was made by Council Member Craft and seconded by Mayor Pro-Tem Miller to authorize an amendment to the East Group's professional services contract for the Expansion/Renovation of Administrative Facilities Project increasing the contract amount by \$157,500. Motion carried unanimously. (Contract No. 1261-A)

ORDINANCES AMENDING 2003-04 BUDGET ORDINANCE AND CAPITAL PROJECT BUDGET ORDINANCE FOR GREENE STREET BRIDGE RELOCATION PROJECT AND ADMINISTRATIVE FACILITIES EXPANSION/ RENOVATION PROJECT - ADOPTED

Mrs. Bernita Demery, Financial Services Director, stated that the ordinance amendment includes the following:

- Recognition of a \$680 reimbursement from NCRPS for money spent on a Statewide Athletic Committee program that was offered
- Reallocation of funds I the Police Department for the additional amount needed for the Eyewitness Camera system
- Allocation of funds for a plasma screen to replace monitors in the consoles of the Council Chambers
- Allocation of funds for ball field lights at Thomas Foreman Park. This is being funded 1/2 from capital reserve and 1/2 from donations by Raymond Carney and the Jackie Robinson Baseball League
- Allocation of donated funds for the purchase of a park bench
- Reallocation of funds from Police and Fire/Rescue for the replacement of a treadmill
- Allocation of funds for Police supplies
- Allocation of funds for the Town of Bethel's oversized force main project loan. This agreement is between Greenville Utilities Commission, the Town of Bethel, Pitt County, and the City of Greenville for 20 years
- Allocation of funds from the Capital Reserve transportation funds to the Greene Street Bridge Relocation Capital Project.

Mr. Keith Jones, Financial Services Director of Greenville Utilities Commission, explained that Bethel wanted a certain size of force main. It was to Greenville Utilities Commission's benefit to oversize.

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance amending the 2003-2004 Budget Ordinance. Motion carried unanimously. (Ordinance No. 04-55)

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance amending the capital project budget ordinance for the Greene Street Bridge Relocation Project. Motion carried unanimously. (Ordinance No. 04-56)

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Craft to adopt the ordinance amending the capital project budget ordinance for the Administrative Facilities Expansion/Renovation Project. Motion carried unanimously. (Ordinance No. 04-57)

REQUEST FOR SEWER SERVICE OUTSIDE THE EXTRATERRITORIAL JURISDICTION
FOR A NEW PITT COUNTY ELEMENTARY SCHOOL ON FORLINES ROAD -
APPROVED

Motion was made by Mayor Pro-Tem Miller and seconded by Council Member Glover to approve the request to grant sewer service outside the extraterritorial jurisdiction for a new Pitt County elementary school on Forlines Road and to hold in abeyance the petition for annexation. Motion carried unanimously.

REQUEST FOR SEWER SERVICE OUTSIDE THE EXTRATERRITORIAL JURISDICTION
FOR A NEW PITT COUNTY K-8 SCHOOL ON MILLS ROAD - APPROVED

Motion was made by Council Member Dunn and seconded by Council Member Craft to approve the request to grant sewer service outside the ETJ for a new Pitt County K-8 school on Mills Road and to hold in abeyance the petition for annexation. Motion carried unanimously.

ACCEPTANCE OF GRANT FROM NORTH CAROLINA DEPARTMENT OF CULTURAL
RESOURCES FOR A CONSULTANT TO PERFORM ARCHITECTURAL SURVEY AND
NATIONAL REGISTER NOMINATION FOR WEST GREENVILLE AREA - APPROVED

Motion was made by Council Member Dunn and seconded by Mayor Pro-Tem Miller to approve the acceptance of a grant from the North Carolina Department of Cultural Resources for a consultant to perform an architectural survey and National Register nomination for the West Greenville area. Motion carried unanimously. (Contract No. 1326)

REPORT ON BIDS AWARDED

Deputy City Manager Richardson referred the Council to bids that had been awarded as follows:

<u>Date</u>	<u>Item Description</u>	<u>Awarded To</u>	<u>Amount</u>
3/26/04	Baseball Field Lighting Project Jackie Robinson (Rec. & Parks)	Musco Lighting, Inc.	\$41,500
4/12/04	Consulting Service to Install 3-Ton AC Units (Information Technology)	Data Power and Air, Inc.	\$13,686

COMMENTS FROM MAYOR AND CITY COUNCIL MEMBERS

Recognition of Community Appearance Commission Awards

Council Member Craft stated that the April Community Appearance Commission Awards went to the Tabernacle Center Church of Deliverance on Dickinson Avenue, the East Carolina Bank on Red Banks Road, and the Town Commons on First Street.

Council Member Council stated that the upcoming 2004 Graduates Achievement Trip will be a cruise on the Henrietta III and a beach trip to Wilmington. She solicited donations from anyone who would like to help with the costs.

CITY MANAGER'S REPORT

Good News Report

Deputy City Manager Bill Richardson commended the Police Department for an incident on Saturday, April 17, where they apprehended three suspects and a firearm that were involved in a crime.

Reminder of Upcoming Meetings

Deputy City Manager Richardson reminded the Council of the following:

- City, Greenville Utilities Commission, Sheppard Memorial Library and Convention and Visitors Authority budget presentations scheduled for Monday, May 24, at 6:00 p.m.
- MPO Thoroughfare Meetings on May 17 at Simpson Town Hall and May 20 at Winterville Town Hall

Further Process for Investigating Potential School Site on Bonners Lane and Sadie Saulter Expansion – June City Council Agenda

Deputy City Manager Richardson stated that the potential school site on Bonners Lane and Sadie Saulter School is still being studied and may be a June City Council agenda item.

Council Member Glover asked the staff to keep she and Council Member Council apprised of what is going on and what is being said. They also want to be involved in any decisions being made.

Deputy City Manager Richardson stated that he is not aware of any decisions being made; however, he is aware of discussions.

Task Force on the Preservation of Neighborhoods and Housing - Update Report

Deputy City Manager Richardson stated that there will be an update on the Task Force on the Preservation of Neighborhoods and Housing at a June Council meeting.

Citizen Open House at Carver Library to Review Preliminary Plans for Expansion – May 17 at 5:30 p.m.

Deputy City Manager Richardson reminded the Council of the citizen open house at Carver Library to review preliminary plans for expansion on May 17 at 5:30 p.m.

OTHER COMMENTS

Council Member Little requested that there be time on the May 24 agenda for public comment on the budget.

ADJOURN

Motion was made by Council Member Council and seconded by Council Member Glover to adjourn the meeting at 9:35 p.m. Motion carried unanimously.

Respectfully submitted,

Wanda T. Elks
City Clerk